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## A BILL FOR AN ORDINANCE

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RELATING TO URINATING AND DEFECATING IN PUBLIC.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Urinating and defecating in public creates a public health risk because of the possible spread of disease and other health hazards stemming from exposed untreated human waste.

The purpose of this ordinance is to prohibit urinating and defecating in public places.

SECTION 2. Chapter 40, Revised Ordinances of Honolulu 1990, as amended, is further amended by adding a new article to be appropriately designated by the reviser of ordinances and to read as follows:

**"Article \_\_\_\_\_. Urinating or Defecating in Public Prohibited**

**Sec. 40-\_\_\_\_.1 Definitions.**

For the purposes of this article:

"Public place" means any publicly-owned or privately-owned property open for public use or to which the public is invited for entertainment or business purposes and includes but is not limited to any street, sidewalk, driveway, alley, doorway, mall, plaza, park, public building, or parking lot.

**Sec. 40-\_\_\_\_.2 Prohibition.**

No person shall intentionally or knowingly urinate or defecate (a) in a public place, or (b) in any area where such an act is likely to be observed by any member of the public.

**Sec. 40-\_\_\_\_.3 Exceptions.**

(1) This section shall not apply in cases where the person failed to use a restroom or other toilet facility because of a medical condition verified by a licensed physician.



**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

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(2) This section shall not apply to a person urinating or defecating while using appropriate fixtures in any restroom or other toilet facility designed for the sanitary disposal of human waste.

(3) This section shall not apply to any area where urination or defecation is already prohibited by state law.

**Sec. 40-\_\_\_\_.4 Violation-Penalty.**

Any person violating any provision of this article shall, upon conviction, be guilty of a petty misdemeanor and subject to punishment in accordance with HRS, Sections 706-640 and 706-663, as amended."



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SECTION 3. This ordinance takes effect upon approval.

INTRODUCED BY:

*M. L. A. A. A.*  
*Mr. Kobayashi*  
*and Furumasa*

DATE OF INTRODUCTION:

**JUN 25 2014**

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Deputy Corporation Counsel

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
KIRK CALDWELL, Mayor  
City and County of Honolulu